

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

-----X IN RE VITAMIN C ANTITRUST LITIGATION This Document Relates To: -----X ANIMAL SCIENCE PRODUCTS, INC., <i>et al.</i> , Plaintiffs, vs. HEBEI WELCOME PHARMACEUTICAL CO., LTD., <i>et al.</i> , Defendants. -----X	MASTER FILE 1:06-MD-1738 (DGT)(JO) Case No. 1:05-CV-00453(DGT)(JO)
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NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the annexed Memorandum of Law, the Declaration of Annabelle Chan, dated August 31, 2009 (together with all exhibits annexed thereto), the Declaration of Scott Martin, dated August 31, 2009 (together with all exhibits annexed thereto), Northeast Pharmaceutical Group Co., Ltd.'s Local Rule 56.1 Statement In Support Of Its Separate Motion For Summary Judgment, and all prior pleadings and proceedings had herein, and on such oral and documentary evidence as may be presented at the hearing of the motion, defendant Northeast Pharmaceutical Group Co., Ltd. ("Northeast") will move this Court before the Honorable David G. Trager at the U.S. District Courthouse for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, New York 11201-1818, on a date and time to be

determined by the Court, for an order pursuant to Fed. R. Civ. P. 56 dismissing the Third Amended Complaint, with prejudice, as to Northeast.

Dated: New York, New York
August 31, 2009

Respectfully Submitted,

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